

**Draft Summary of the Land Use, Land Management and Aesthetics Work Group Meeting
Oroville Facilities Relicensing (FERC Project No. 2100)
October 27, 2003**

The Department of Water Resources (DWR) hosted a meeting for the Land Use, Land Management and Aesthetics Work Group (LUWG) on October 27, 2003 in Oroville.

A summary of the discussion, decisions made, and action items is provided below. This summary is not intended to be a transcript, analysis of the meeting, or to indicate agreement or disagreement with any of the items summarized, except where expressly stated. The intent is to present a summary for interested parties who could not attend the meeting. The following are attachments to this summary:

Attachment 1	Meeting Agenda
Attachment 2	Meeting Attendees
Attachment 3	Flip Chart Notes
Attachment 4	Land Use Resource Action Matrix (Revised)

Introduction

Attendees were welcomed to the LUWG meeting. Attendees introduced themselves and their affiliations. The participants reviewed the desired outcomes of the meeting. The meeting agenda and list of meeting attendees are appended to this summary as Attachments 1 and 2, respectively. Meeting flip chart notes are included as Attachment 3.

Action Items – September 22, 2003 Land Use, Land Management and Aesthetics Work Group Meeting

A summary of the September 22, 2003 LUWG meeting is posted on the relicensing web site. The Facilitator reviewed the status of action items from that meeting as follows:

- Action Item #LU78:** Coordinate with the Oroville Field Division to identify the specific locations of dump areas referenced in LWG-3 (carry-over action item).
- Status:** Jim Upholt (DWR) reported that the Oroville Field Division (OFD) had sent maps to Jim Martin (DWR) that showed material stockpile (storage) locations. Four areas were identified, namely lands along Wilbur Road, Nelson Avenue, Lumpkin Road, and Oroville Dam (referred to as the "boneyard"). These areas are administered by DWR and used in operations of the Oroville Facilities. However, the intent of the initial inquiry was to identify areas that have been used as dumping areas for construction debris. There remains some confusion as to the exact locations of the areas in question however several locations were mentioned including the Diversion Dam, Fish Hatchery, and the North Forebay. Roger Calloway (DPR) volunteered to identify and map the areas for future discussion.
- Action Item #LU79:** Transmit the land use, land ownership, and land management maps to applicable agencies for review.
- Status:** Maps developed in support of studies L1 (Land Use) and L2 (Land Management) were sent to applicable agencies for review in early to mid-October. The majority of the agencies have provided feedback on the maps. It is anticipated that all of the responses will have been received and incorporated into the appropriate studies by the next LUWG meeting and once review is completed by DWR, the maps will be distributed to the LUWG.
- Action Item #LU80:** Review the Land Use resource action matrix against Butte County's resource action list for consistency.

Status: Rob MacKenzie (Butte County) reported that he has not completed the review. He wants to coordinate with other Butte County staff and then review the matrix against the current version of the County's PM&E list. It was noted that several resource actions have been forwarded between various work groups. The County requested that the movement of resource actions be tracked and stakeholders notified as they occur. The Facilitator indicated that an MS Access database to track resource actions has been developed for use by the PDEA Team and may be available to the public in the future. Roger Calloway suggested that when a resource action is moved, the move be noted on the work group agenda.

Action Item #LU81: Revise the Land Use resource action matrix and develop resource action forms based on input provided at the September LUWG meeting. Specific items include: (1) add resource action related to the development of a Lake Oroville Oversight Committee; (2) prepare a resource action form for LWG-2B; (3) prepare a resource action form for LWG-4; (4) review and expand as necessary the resource action form for LWG-19 that has been prepared by DPR; (5) follow-up with CDF on LWG-7; (6) coordinate with the other work group regarding LWG-20; and (7) add the nine additional resource actions that have been provided by others to the resource action matrix.

Status: The Land Use matrix has been revised based on the most current information available. Specific changes were noted in the context of the discussion on resource action development. Please refer to the discussion below for more details.

Study Implementation Update

The Consultant Team provided an update on all five Land Use, Land Management and Aesthetics study plans to the LUWG.

SP-L1 (Land Use)

An internal draft interim report for SP-L1 was submitted to DWR for review the first week of October. Maps and pertinent sections of the report have also been submitted to applicable agencies for preliminary review. The next steps in the process are to incorporate DWR and agency comments into the mapping and associated text. It is anticipated that the interim draft report for SP-L1 would be available for LUWG review by November 2003.

It was confirmed that the list of projects identified in SP-L1 has been transmitted to the PDEA Team for the purposes of cumulative impact assessment. This list will be updated as new projects are identified.

SP-L2 (Land Management)

SP-L2 is at the same stage in the development and review process as SP-L1.

SP-L3 (Comprehensive Plan Consistency)

The draft interim report for SP-L3 has been distributed to the LUWG for review and is essentially complete. New plans can be included for consideration as appropriate. Ultimately, this study will be used as the basis for evaluating proposed resource actions for consistency with applicable plans.

SP-L4 (Aesthetics)

SP-L4 is behind schedule. The next steps in the process are to submit a draft interim report to DWR for internal review and subsequently release the interim report to the LUWG for review.

SP-L5 (Fuel Load Management)

The interim report for SP-L5 has been prepared and reviewed by DWR and the LUWG. The consultant team has received comments from CDF; no major issues or problems have been

identified by CDF in their review of the report. The current version of the report is being circulated within DWR.

Potential Resource Action Development – Draft Matrix

A revised Resource Action matrix for the LUWG was distributed to LUWG participants (see Attachment 4). It includes edits provided at the previous LUWG meeting and additional resource actions submitted since the last meeting, including transfers from other work groups.

The Facilitator explained that one goal in the resource action review process is to identify those proposals that are considered protection or mitigation measures, which will be subject to FERC's jurisdiction, and enhancement measures, which will be part of the settlement process. This distinction is needed in order to help prioritize the PDEA analysis although all resource actions will be transmitted to the PDEA Team for review.

The LUWG reviewed those resource actions that were added to the matrix. Resource actions that have resource action identification forms completed are noted in the last column of the matrix. It was noted that the location of proposed resource actions would be needed for the environmental review process.

A brief summary of the discussion for the various resource actions is provided below: LWG-3 needs coordination with the Environmental Work Group (EWG) because it may affect fish habitat. Tree plantings proposed in LWG-17 must consider environmentally sensitive areas, be designed and maintained, and may be part of a comprehensive vegetation program. LWG-18 may be in conflict with the desires of the Recreation and Socioeconomics Work Group (RSWG) that wants to promote the Oroville Facilities; there was also discussion on whether signs or billboards would be the most appropriate way to promote Lake Oroville. LWG-1 was moved to the RSWG.

LWG-2A was split into two proposals, with LWG-2A1 retained in the LUWG and the top half of LWG-2A transferred to the EWG. There is a distinction between LWG-19 and LWG-21, the latter focusing on a watershed approach to fuel load management; these two resource actions will stay separate. LWG-20 is a duplicate of a resource action in the RSWG, thus it will be sent over to the RSWG with the resource action identification form. LWG-4 is included in the matrix because there is a need for funding to perform the necessary studies; this would likely be a settlement issue (Jim Upholt will follow-up with DWR management to get more details). No further input has been provided on LWG-7; Mark Greenig will coordinate with Andy Atkinson (CDFG) and CDF as necessary.

The intent of LWG-2B was unclear, but is believed to be associated with land use planning that would compliment the proposed project; Rob MacKenzie will follow up on this resource action with the County. All resource actions that were coded as "4"s were not discussed. The focus of LWG-2A1 is on landscaping. LWG-23 will be transferred to the Engineering and Operations Work Group (EOWG); this is typically a settlement issue designed to provide the structure to review accountability in implementing features of the new license. It is not clear how this Oversight Committee should be structured (e.g., subcommittees vs. existing government). LWG-16 is an internal agency issue between DWR and DPR; it will be re-coded as a "4".

The LUWG discussed several new resource actions and classified them as either redundant, '4', or settlement issues. The new resource action pertaining to Bedrock Park will be moved to the RSWG; Mark Greenig will follow-up on the 1977 Feather River Plan for possible inclusion in SP-L3. Two new proposals related to the development of a new water district and mitigation water bank fund have no nexus to the project; they will be coded as "4"s. The new resource action pertaining to the Water Conservation Initiative is a settlement issue. The new resource action pertaining to historic fishing access (Matthews Riffle) will be moved to the RSWG as a settlement issue. The new resource action pertaining to Campbell Hills is already in the RSWG and is a settlement issue.

The LUWG discussed potential conflicts between proposed resource actions coming from the RSWG and EWG. The RAMs and the Plenary Group will address these potential conflicts and further discussions between work groups will assist in resolving cross-resource issues.

The LUWG identified six priority resource actions to move forward to the PDEA Team for analysis ("A" List): LWG-3, LWG-17, LWG-18, LWG-2A1, LWG-19, and LWG-8. An additional seven are not recommended for detailed analysis ("B" List): LWG-7, LWG-5, LWG-13, and the new proposals related to the centralized safety center, water districts, and the water conservation initiative. And finally, four were identified as settlement items ("C" List): LWG-21, LWG-16, LWG-23, and the new proposal related to Campbell Hills. LWG-4 and LWG-2A will need additional follow up.

The next steps in the process are to make separate lists and present them to the Plenary Group in November. These lists will be circulated to the LUWG for review prior to finalizing and presenting to the Plenary Group. The intent is to review the resource actions for potential cross-resource impacts (and wordsmithing only as necessary). The list will be finalized at the next LUWG meeting in November. The LUWG determined there is no need to review resource action identification forms, except on an as-needed basis.

Next Meeting and Next Steps

The next LUWG meeting will be:

Date: Monday, November 17, 2003
Time: 1:00 PM to 4:00 PM
Location: Sacramento

Agreements Made

The LUWG agreed to complete a final review of the proposed resource action recommendations to the Plenary Group and PDEA team in November for presentation to the Plenary Group at their November meeting.

Action Items

The following list of action items identified by the Land Use, Land Management and Aesthetics Work Group includes a description of the action, the participant responsible for the action, and item status.

Action Item #LU82: Identify the specific locations of dump areas referenced in LWG-3 (supplemental action item to LU78).

Responsible: Roger Calloway (DPR)
Due Date: November 17, 2003

Action Item #LU83: Inform stakeholders when resource actions are moved between work groups via the LUWG agenda (show them on bottom of agenda).

Responsible: DWR
Due Date: *Ongoing*

Action Item #LU84: Coordinate with Andy Atkinson (CDFG) and CDF regarding LWG-7.

Responsible: Mark Greenig (EDAW)
Due Date: November 17, 2003

Action Item #LU85: Follow-up with County regarding the intent of LWG-2B.

Responsible: Rob MacKenzie (Butte County)
Due Date: November 17, 2003

Action Item #LU86: Check status of Butte County PM&E #6 (to E&O)
Responsible: DWR / Facilitator
Due Date: November 17, 2003

Action Item #LU87: Follow-up with Bob Sharkey regarding the 1977 Feather River Plan for possible inclusion in SP-L3.
Responsible: Mark Greenig (EDAW)
Due Date: November 17, 2003

Action Item #LU88: Check on status of LWG-4 with DWR management.
Responsible: Jim Upholt (DWR)
Due Date: November 17, 2003

Action Item #LU89: Prepare separate resource action lists ("A", "B", and "C" lists) and submit to LUWG for review of cross-resource impacts (by November 10). Finalize list for presentation to the Plenary Group (on November 17)
Responsible: DWR / Work Group
Due Date: November 10 & 17, 2003